

ORDINANCE NO. 2010-991-O

AN ORDINANCE AMENDING AND SUPERSEDING TITLE 10, CHAPTER 9 OF THE WASHINGTON COUNTY CODE (PD PLANNED DEVELOPMENT ZONE)

WHEREAS, Washington County has previously adopted Title 10-9-1 *et seq.* of the Washington County Code (PD Planned Development Zone); and

WHEREAS, the PD Planned Development Zone is outdated, incomplete and problematic; and

WHEREAS, in order to provide for the efficient execution of a PD Planned Development Zone, Title 10-9-1 *et seq.* needs to be amended.

NOW, THEREFORE, BE IT ORDAINED by the County Legislative Body of Washington County that Title 10-9-1 *et seq.* of the Washington County Code is hereby amended and superseded as follows:

1. Statutory Authority
2. Purpose of Provisions
3. Findings
4. Title 10-9-1 *et seq.* Amendment
5. Prior Ordinances, Resolutions, Policies and Actions Superseded
6. Effective Date

1. Statutory Authority.

The statutory authority for enacting this ordinance is Utah Code Annotated Sections 17-53-208, 17-53-223, 7-27a-102, and 7-27a-501 *et seq.* (1953, as amended).

2. Purpose of Provisions.

The purpose of this ordinance is to amend Title 10-9-1 *et seq.* of the Washington County Code to provide for the efficient execution of a PD Planned Development Zone.

3. Findings.

- A. Title 10-9-1 *et seq.* of the Washington County Code is outdated, incomplete and problematic.
- B. In order to provide for the efficient execution of a PD Planned Development Zone, it is necessary to amend Title 10-9-1 *et seq.* of the Washington County Code.
- C. The Planning Commission caused notice of the hearing and the proposed amendment of Title 10-9-1 *et seq.* of the Washington County Code to be

advertised at least ten (10) days before the date of the public hearing in *The Spectrum*, a newspaper of general circulation in Washington County.

- D. On February 9, 2010, at 1:30 p.m., the Planning Commission held a public hearing to consider any comments regarding the proposed amendment of Title 10-9-1 *et seq.* of the Washington County Code. The Planning Commission accepted all comments.
 - E. The proposed amendment of Title 10-9-1 *et seq.* of the Washington County Code was submitted to the Washington County Planning Commission ("Planning Commission") on February 9, 2010. The Planning Commission recommended approval of the proposed amendment.
 - F. It is in the interest of the public and the citizens of Washington County that the proposed amendment of Title 10-9-1 *et seq.* of the Washington County Code be approved.
4. Title 10-9-1 *et seq.* Amendment.

The amendment of Title 10-9-1 *et seq.* of the Washington County Code attached hereto as Exhibit "A" is hereby adopted.

5. Prior Ordinances, Resolutions, Policies and Actions Superseded.

This ordinance amends and supersedes Title 10-9-1 *et seq.* of the Washington County Code, and all prior ordinances, resolutions, policies, and actions of the Washington County Board of County Commissioners to the extent that the provisions of such prior ordinances, resolutions, policies, or actions are in conflict with this ordinance. In all other respects, such prior ordinances, resolutions, policies, and actions shall remain in full force and effect.

6. Effective Date.

This ordinance takes effect fifteen (15) days after its passage. Following its passage but prior to the effective date, a copy of the Ordinance shall be deposited with the County Clerk and a short summary of the ordinance shall be published in a newspaper of general circulation within the County as required by law.

APPROVED AND ADOPTED this 16th day of February 2010.

WASHINGTON COUNTY

JAMES J. EARDLEY, Chair
Washington County Commission

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ATTEST:

Kim M. Hafen
Washington County Clerk-Auditor

Commissioner Eardley voted ____
Commissioner Gardner voted ____
Commissioner Drake voted ____

